



PATENT J.D.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: *Burg et al.*

APPLICATION NO.: 09/850,181

FILED: MAY 7, 2001

FOR: METHOD AND SYSTEM FOR SIGNALING PRESENCE  
OF USERS IN A MULTI-NETWORKED  
ENVIRONMENT

EXAMINER: O. ANWAH

ART UNIT: 2645

CONF. NO: 1252

RECEIVED

DEC 18 2003

Technology Center 2600

Declaration of Frederick Murray Burg Under 37 C.F.R. § 1.131

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

I, Frederick Murray Burg, declare and state that:

1. I am a joint inventor of the invention described and claimed in U.S. Patent Application No. 09/850,181, filed May 7, 2001, entitled "Method and System for Signaling Presense of Users in a Multi-Networked Environment." This Declaration establishes invention in this country prior to April 26, 2001, which is the filing date of U.S. Published Patent Application No. US 2002/0160757 (Shavit et al).

2. I, together with co-inventor Steven T. Kanefsky, conceived of the invention in the U.S. as recited in currently presented claims 1-33 prior to April 26, 2001. Our conception of the invention is corroborated by a letter to us from Ann E. Taylor entitled "Docket No. 2000-0002 (AWS 567) Method and System for Signaling Presence Of Users In A Multi-Networked Environment" (attached to this Declaration as "Exhibit A"). The date of this letter is prior to April 26, 2001.

3. As shown in the document of Exhibit A, a copy of the ready to be filed patent application was submitted to us for final review. The copy of the application we

received was substantially similar to the copy filed with the Patent Office on May 7, 2001.

4. After conceiving of this invention, from prior to April 26, 2001, to May 7, 2001, we pursued it diligently by at least the following: taking steps to prepare the patent application for filing, including preparation of filing documents. On May 7, 2001, we constructively reduced this invention to practice when filing the patent application.

5. I further declare that all statements made herein of my own knowledge are true and that all statements made on information or belief are believed to be true; and further, that the statements are made with the knowledge that the making of willful or false statements or the like is punishable by fine or imprisonment or both under § 1001 of Title 18 of the United States Code and may jeopardize the validity of any patent issuing from this patent application.

Dated this 24<sup>th</sup> day of November, 2003.



Frederick Murray Burg  
Frederick Murray Burg

**Correspondence Address:**

Customer No. 25096  
Perkins Coie LLP  
P.O. Box 1247  
Seattle, Washington 98111-1247  
(206) 359-8000